

Australian Capital Territory

# Controlled Sports (Fees) Determination 2019 (No 1)

Disallowable instrument DI2019–196

made under the

**Controlled Sports Act 2019, Section 89 (Determination of fees)**

## EXPLANATORY STATEMENT

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The *Controlled Sports Act 2019* (the Act) commences operation on 11 October 2019. Section 89 of the Act provides that the Minister may determine fees for the Act.

The Act repeals the previous *Boxing Control Act 1993* and its instruments, of which fees were determined under Section 20. Fees under the Boxing Control Act were last reviewed in 2010 and are not reflective of the administrative cost of processing applications to hold combat sports events in the ACT.

In addition to the setting of fees for applications for events that were previously made under the Boxing Control Act, the Act also sets fees for the first time on a range of new services provided by the ACT Government to regulate controlled sports events.

Additionally, the ACT will be inspecting events for the first time. These provisions did not exist under the Boxing Control Act, and therefore has raised the cost of administering legislation relating to regulating controlled sports (combat sports) events. This cost is partially offset by a rise in fees.

Table 1 below indicates the amount of the old fee (under the Boxing Control Act), the amount of the new fee for comparable items, and a summary of the reason for the change as a result of the commencement of the Act and notification of this instrument. All other matters are new fees made under the Act. All fees align with comparative costs in other regulating jurisdictions, and are most reflective of the fees made under the *Combat Sports Act 2013* (NSW).

Fees relating to registrable events can potentially be offset for promoters by a small increase in ticket prices of around \$1-2, given that the fee payable is based on ticket sales.

**Table 1:**

<b>column 1 Item Number</b>	<b>column 2 Relevant section of Act or Regulation for which the fee is payable</b>	<b>column 3 Description of Matter for which fee is payable</b>	<b>column 4 Previous fee payable (under Boxing Control Act)</b>	<b>column 4 Current fee payable</b>	<b>Reason for change</b>
2.1 2.2 2.3	s.34	Application for registrable events Up to 500 tickets sold (2.1) Between 501 – 2000 tickets sold (2.2) 2001 or more tickets sold (2.3)	\$124.50 (professional boxing contest s.6)	\$850.00 (2.1) \$2000.00 (2.2) \$5000.00 (2.3)	New costs reflect operational experience of administering legislation relating to combat sports, including the processing of applications, cross-checking of interjurisdictional registrations, and checking medical clearances. Cost of inspection for events also reflected in new price.  The previous fee is not reflective of the administrative time spent processing applications, which currently takes on average 15.5 hours of processing time. This does not include inspectorate costs.
3.2	s.64	Notification of non-registrable event	\$31.10 (application for approval to conduct amateur boxing contest)	Nil	The costs of administering the Act have been directed towards large scale registrable events (see 2.1, 2.2 and 2.3 above), allowing Government to offset the costs for sporting organisations to notify events. While there will still be a cost of administering this service and providing an inspectorate service for these events, this cost has not been passed onto the sporting organisations so as not to discourage participation.